

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

NETLIST, INC.,)	
)	
Plaintiff,)	
)	Case No. 2:22-cv-293-JRG
vs.)	
)	JURY TRIAL DEMANDED
SAMSUNG ELECTRONICS CO, LTD;)	
SAMSUNG ELECTRONICS AMERICA,)	
INC.; SAMSUNG SEMICONDUCTOR)	
INC.,)	
)	
Defendants.)	

**JOINT MOTION TO TEMPORARILY CHANGE LEAD COUNSEL
DESIGNATIONS**

On August 23, 2024, the Court entered a *sua sponte* Order requiring the parties to make additional effort to mediate this case. Dkt. 755. The mediation is currently set to be held via video conference on September 12, 2024, 5pm C.T., before Hon. David Folsom.

Pursuant to the Court’s order, each party “shall personally attend such mediation with lead counsel, local counsel, and a representative who has full and unilateral authority to act on and compromise on all pending disputes.” *Id.* at 1. The parties and mediator have selected a time and date that works for both parties’ representatives, local counsel, and the mediator, but Plaintiff’s lead counsel, Jason Sheasby, and Defendants’ lead counsel, Ruffin Cordell, are unavailable.

Because of these conflicts for lead counsel, and other scheduling limitations for the other required participants and mediator, Plaintiff and Defendants respectfully seek the Court’s permission to temporarily change their respective lead counsel designations to Mr. Andrew Strabone for Plaintiff and Mr. Michael McKeon for Defendants for purposes of the mediation. Like lead counsel, Both Mr. Strabone and Mr. McKeon are partners with their respective firms and have been materially involved

in this case. This substitution of lead counsel will in no way diminish the effectiveness of the mediation session for any party, as client representatives with full authority will be present.

Accordingly, the parties respectfully request that the Court excuse Mr. Sheasby and Mr. Cordell from the mediation and allow Mr. Strabone and Mr. McKeon to temporarily act as lead counsel for their respective clients at the mediation.

A proposed order is submitted herewith.

Dated: September 8, 2024

Respectfully submitted,

/s/ Jennifer L. Truelove

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America, Inc., and Samsung Semiconductor,
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CERTIFICATE OF SERVICE

I hereby certify that, on September 8, 2024, a copy of the foregoing was served to all counsel of record.

/s/ David Z. Kahn
David Z. Kahn

CERTIFICATE OF CONFERENCE

I hereby certify that the parties have conferred and jointly seek the relief requested herein.

/s/ David Z. Kahn
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